

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

EDGAR AMAYA,

Plaintiff,

STIPULATION OF  
CONFIDENTIALITY

-against-

COUNTY OF SUFFOLK, NEW YORK; SUFFOLK  
COUNTY, POLICE DEPARTMENT; EDWARD  
WEBBER, COMMISSIONER OF THE SUFFOLK  
COUNTY POLICE DEPARTMENT; DETECTIVE PETER  
BARBA, SUFFOLK COUNTY POLICE DEPARTMENT;  
DETECTIVES, POLICE OFFICERS OR CIVILIAN  
EMPLOYEES OF THE SUFFOLK COUNTY POLICE  
DEPARTMENT "JOHN DOE 1", "JOHN DOE 2", "JOHN  
DOE 3", "JOHN DOE 4", (true names unknown); SUFFOLK  
COUNTY SHERIFF; CHARLES EWALD, WARDEN OF  
THE SUFFOLK COUNTY JAIL; and DEPUTY SHERIFFS,  
CORRECTION OFFICERS OR CIVILIAN EMPLOYEES  
OF THE SUFFOLK COUNTY SHERIFF'S OFFICE

CV15-2171 (JMA)(ARL)

Defendants.

1. This stipulation applies to all parties and their attorney's with respect to the production of documents that contain confidential information.

2. It is, accordingly, hereby agreed and stipulated that:

(a) Counsel is defined to mean outside counsel retained by counsel in this litigation and those employees of outside counsel necessary to assist in this litigation.

(b) Confidential document is defined to mean any document within the Rules and Regulations of the SCPD or any document subsequently identified as such by counsel as being confidential, unless the Court determines that the documents or any portion of the documents are not entitled to confidentiality.

(c) Counsel will produce for inspection and use one copy of each confidential document to each of the other counsel. Counsel is prohibited from making his own copy of any

confidential document or portions thereof given to counsel pursuant to this stipulation, except for use as an exhibit to a paper filed in this litigation under paragraph (h) or except for internal working copies to be utilized by counsel.

(d) All portions of each document disclosed consist of confidential material to be protected by this stipulation unless otherwise advised by counsel providing said documents.

(e) Counsel will use the confidential documents and information contained therein solely for the purposes of this litigation, and shall, not without the counsel for the parties' providing the documents prior written consent, make the confidential documents or the information contained therein available to any person other than the Court or counsel.

(f) Within one week after the production to counsel of the confidential documents, counsel shall return to counsel any documents that they believe they do not need for use in this litigation.

(g) Within five days after the entry of a final judgment in this litigation (including appeals or petitions for review), counsel shall (i) return or destroy all confidential documents produced pursuant to this stipulation; (ii) destroy all notes, summaries, digests, and synopses of the confidential documents. Notice of such destruction shall be given the counsel producing the document immediately thereafter.

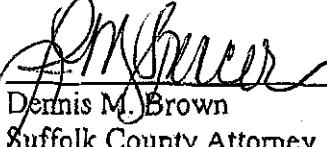
(h) Any party seeking to file documents under seal must first make a motion for leave to e-file sealed documents pursuant to the Steps for E-filing Sealed Documents located on the Eastern District of New York homepage.

(i) Persons to whom confidential documents are made available under this stipulation are bound by the restrictions contained herein.

(j) It is further understood that this Stipulation be So-Ordered without further notice and may then be enforced as a Court Order, even after the entry of final judgment in this action. If this Stipulation is So-Ordered, a copy will be furnished to counsel upon issuance of said Order.

Dated: Hauppauge, New York  
August 7, 2015

  
\_\_\_\_\_  
Gary Schoer, Esq.  
Attorney for Plaintiff  
6800 Jericho Turnpike  
Suite 108W  
Syosset, New York 11797  
516-496-3500

  
\_\_\_\_\_  
Dennis M. Brown  
Suffolk County Attorney  
H. Lee Dennison Building  
100 Veterans Memorial Highway  
P.O. Box 6100  
Hauppauge, NY 11788-0099  
631-853-4049  
By: Jessica M. Spencer  
Assistant County Attorney

SO ORDERED:

Dated: Central Islip, New York  
August \_\_\_\_\_, 2015

\_\_\_\_\_  
Hon. Arlene R. Lindsay